

I hereby certify that this paper is being deposited with the U.S. Postal Service as Express Mail, Airbill Nos. Box #1 – EM 057522185 US, Box #2 – EM 057522199 US, Box #3 – EM 057522208 US, Box #4 – EM 057522211 US, on the date shown below in four boxes addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

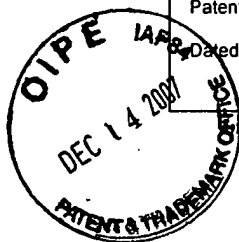
Dated: December 14, 2007

Signature: _____

(Anthony Matson)

Patent

Docket No. 532212000624



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Thomas L. CANTOR et al.

Serial No.: 10/760,091

Filing Date: January 16, 2004

For: METHODS FOR DIFFERENTIATING
AND MONITORING PARATHYROID
AND BONE STATUS RELATED
DISEASES

Examiner: C. Cheu

Group Art Unit: 1641

PETITION TO EXPUNGE INFORMATION UNDER 37 C.F.R. § 1.59 (b)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.59(b) and MPEP § 724, Applicants hereby petition the Commissioner to have the 85 documents submitted in the above-identified application with the Supplemental Information Disclosure Statement filed under MPEP § 724.02 on December 14, 2007 expunged upon allowance or abandonment of this application.

Pursuant to MPEP § 724.05(A) and (B), Applicants believe expungement of the information is appropriate for document numbers 1-84 listed on the attached Form PTO/SB/08a/b because they are **SUBJECT TO PROTECTIVE ORDER**. Document numbers 1-75 are from *Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc.*, U.S.D.C. for the Southern District of California, case number 02 CV 0046 B (JMA), appealed at the United States Court of Appeals for the Federal Circuit as case numbers 06-1087 and 06-1443. Document numbers 76-84 are from *Scantibodies Laboratory, Inc. v. Immunotopics, Inc.*, U.S.D.C. for the Central District of California, Case No. CV04-08871 MRP (MANx). All of these documents have not otherwise been made public.

Pursuant to MPEP § 724.05(A) and (B), Applicants believe expungement of the information is appropriate for document number 85 listed on the attached Form PTO/SB/08a/b because it is **PROPRIETARY** material and has not otherwise been made public.

Applicants acknowledge that upon the grant of this petition and return of the documents that are **SUBJECT TO PROTECTIVE ORDER** (document numbers 1-84 on the attached Form PTO/SB/08a/b) and **PROPRIETARY** (document number 85 on the attached Form PTO/SB/08a/b), Applicants will preserve the documents for the entire term of the patent in accordance with MPEP § 724.05 (C). Please return the documents to the undersigned upon mailing of a Notice of Allowance or Abandonment of this application.

Pursuant to MPEP § 725.05 (D), Applicants hereby state that this petition is being submitted by, or on the behalf of, the party in interest who originally submitted the information.


Pursuant to MPEP § 725.05 (E), the Commissioner is hereby authorized to charge the required fee under 37 C.F.R. § 1.17(g) for a petition under 37 C.F.R. § 1.59(b) to **Deposit Account No. 03-1952** referencing docket no. 532212000624. Fee Transmittal (form PTO/SB/17p) is attached in duplicate.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including

extensions of time and authorize the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 532212000624.

Dated: December 14, 2007

Respectfully submitted,

By 
Peng Chen
Registration No.: 43,543
MORRISON & FOERSTER LLP
12531 High Bluff Drive, Suite 100
San Diego, California 92130-2040
(858)720-5117